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May 11, 2011

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BY HAND DELIVERY

The Honorable Richard M. Berman, USDJ
United States District Court, Southern District of New York
United States Courthouse
500 Pearl Street, Courtroom 21D
New York, NY 10007

USDC SDNY
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DATE FILED: 5/12/11

Re: Stephen Carb as Trustee of Lollytogs, Inc. Trust
v. Lincoln Benefit Life Company Inc., 09-CV-2980 (RMB) (KNF)
Our File No: 09-103

Dear Judge Berman:

This firm represents Plaintiff Stephen Carb as Trustee of Lollytogs, Inc. Trust ("Plaintiff") in the above referenced matter. We write to respectfully request that the Court reschedule the status conference currently scheduled for May 26, 2011 at 9:30 a.m. to the morning of May 23, 2011. On May 26, the parties are scheduled to go forward with the deposition of a non-party witness in this matter in San Diego, California. I have conferred with Defendant's counsel and he consents to this application and is available to appear on May 23.

Thank you for Your Honor's consideration of this request.

Respectfully Submitted,

cc:
VIA REGULAR MAIL AND EMAIL
Jay W. Cho
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620 Eighth Avenue
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By <u>Scott J. Kantor</u> Scott J. Kantor, Esq.
<u>The status conference on</u> <u>5/26/11 is rescheduled to</u> <u>5/23/11 at 10:30 a.m.</u>
SO ORDERED: Date: <u>5/12/11</u> <u>Richard M. Berman</u> Richard M. Berman, U.S.D.J.